

Notice of Allowability	Application No.	Applicant(s)	
	09/828,632	LAI, YHEAN-SEN	
	Examiner	Art Unit	
	Feben M Haile	2663	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTO-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS**. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. This communication is responsive to February 14, 2005.
2. The allowed claim(s) is/are 1-26.
3. The drawings filed on 5/9/2001 and amendments on 2/14/2005 are accepted by the Examiner.
4. Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) All
 - b) Some*
 - c) None
 of the:
 1. Certified copies of the priority documents have been received.
 2. Certified copies of the priority documents have been received in Application No. _____.
 3. Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) hereto or 2) to Paper No./Mail Date _____.
 - (b) including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. Notice of References Cited (PTO-892)
2. Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____.
4. Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. Notice of Informal Patent Application (PTO-152)
6. Interview Summary (PTO-413),
Paper No./Mail Date _____.
7. Examiner's Amendment/Comment
8. Examiner's Statement of Reasons for Allowance
9. Other _____.

DETAILED ACTION

Response to Amendment

1. The amendment filed February 14, 2005 with respect to the corrections of the specification and drawings have been entered.

Response to Arguments

2. Applicant's arguments, see pages 4-6, filed February 14, 2005, with respect to the examiners improper inclusion of the present invention's determination of amplitudes of echo in Abdelilah's, prior art of record (US 6,650,657), determination of PAD impairments have been fully considered and are persuasive. The examiner respectfully withdraws the rejection of claims 1 and 23.

Allowable Subject Matter

3. Claims 1 and 23 are allowed. The following is an examiner's statement of reasons for allowance:

Regarding claim 1, the prior art of record fails to disclose or fairly suggest a method comprising the steps of detecting the amplitudes of the echo of said portions of said training signal that are received over said network, and determining from said amplitudes which portions of said echo include a robbed bit; and generating a signal indicating the location said robbed bit.

Regarding claim 23, the prior art of record fails to disclose or fairly suggest an apparatus comprising a level adapter for generating signals, $H(n)$, indicative of the amplitudes of the echo of said portions of said training signal that are received over said network; and a robbed bit detector for determining from said amplitudes which portions of said include a robbed bit; and generating a signal indicating the location of said robbed bits in said echo.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure:

- a) Olafsson et al. (US 6317419), Method and Apparatus for Training an Echo Canceller in a PCM Modem Context

- b) Okunev et al. (US 6272171), Robbed Bit Signaling Identification in a PCM Modem

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Feben M Haile whose telephone number is (571) 272-3072. The examiner can normally be reached on 6:00am - 3:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ricky Ngo can be reached on (571) 272-3139. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

ft 6/24/2005

Ricky Ngo
RICKY NGO
PRIMARY EXAMINER

8/27/05